IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 23699 of 2003

Between:

1. K. Satyanarayana Murthy, S/o. Venkat Raju,
2. V.R.T.Prakasa Rao,
3. V.Prasad,
4. B.Rama Krishna
5. D.Anuradha
6. A.M.V.Ramana

..... PETITIONER

AND

1 The Government of A.P., Rep. by its Secretary, Cooperation Department Hyderabad.
2 The Commissioner of cooperative Societies, Nampally, Hyderabad.
3 The District Cooperative Officer, Kakinada, East Godavari District.
4 The Divisional Cooperative Officer, Peddapuram, East Godavari District.
5 The Murari PACS Murari, Rep. by its Chairman, Gandepalli Mandal, East Godavari District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the impugned action of the respondents in menting Section

116C of the A.P.C.S.Act by not taking into consideration the amounts recoverable due to the society within the meaning of gross profit as highly illegal, arbitrary and violative of Art.14 and 21 of the Constitution of India.

Counsel for the Petitioner:MR.G.V.SHIVAJI

Counsel for the Respondent No.: GP FOR COOPERATION

The Court made the following :

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ORDER:

The learned counsel appearing for the petitioner/s submits that this Writ petition is covered by the judgment of this Court in W.P.No. 3171 of 2003 and batch dated 30.8.2004.

Following the same, this Writ petition is dismissed. No costs.

Tjs 07.09.2004.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Government of A.P., Rep. by its Secretary, Cooperation Department Hyderabad.
2 The Commissioner of cooperative Societies, Nampally, Hyderabad.
3 The District Cooperative Officer, Kakinada, East Godavari District.
4 The Divisional Cooperative Officer, Peddapuram, East Godavari District.
5 The Murari PACS Murari, Rep. by its Chairman, Gandepalli Mandal, East Godavari District.

6. 2CCs to G.P. for Cooperatives, High Court Buildings, High Court of A.P., Hyderabad.

7. 2CD copies.